

COURT OF APPEAL OF THE STATE OF CALIFORNIA
FOURTH APPELLATE DISTRICT
DIVISION ONE
May 22, 2006

**D048352 Miriam B. v. Superior Court of San Diego County/San Diego County
Health and Human Services Agency**

The attorney for petitioner Miriam B. has notified the court that a petition for writ of mandate under California Rules of Court, rules 38.1 and 1436.5 will not be filed as there are no viable issues for writ review. The case is dismissed.

**D046147 People v. Shephard
D047699 In re Shephard on Habeas Corpus**

(Consolidated case) The judgment is reversed, and the case is remanded for a new trial. In light of the disposition on his direct appeal, Shephard's petition for a writ of habeas corpus is moot and is therefore dismissed. Aaron, J.; We Concur: McIntyre, Acting P.J., Irion, J.

D045218 Berglund v. Arthroscopic & Laser Surgery Center of San Diego, LP

The order appealed is reversed and the matter is remanded for further proceedings consistent with the views expressed in this opinion. CERTIFIED FOR PUBLICATION McDonald, J.; Concurring and Dissenting: Benke, Acting P.J.; Concurring and Dissenting: O'Rourke, J.

COURT OF APPEAL OF THE STATE OF CALIFORNIA
FOURTH APPELLATE DISTRICT
DIVISION ONE
May 23, 2006

D048614 Vera v. Superior Court of San Diego County/People
The petition is denied.

COURT OF APPEAL OF THE STATE OF CALIFORNIA
FOURTH APPELLATE DISTRICT
DIVISION ONE
May 24, 2006

D048110 In re Loper on Habeas Corpus

The petition is denied.

D048282 City of Calexico/CJPIA/Workers' Compensation Appeal Board et al.

The petition is denied. Valdez's request to have the matter remanded to the WCAB for an award of supplemental attorney fees is also denied.

D048099 In re Williams on Habeas Corpus

The petition is denied.

D048233 Mushonga v. Superior Court of San Diego County/People

D048234 Vargas v. Superior Court of San Diego County/People

The above-entitled petitions for writ of mandate are consolidated for disposition.

D048233 Mushonga v. Superior Court of San Diego County/People

D048234 Vargas v. Superior Court of San Diego County/People

(Consolidated) Let a writ of mandate issue directing the superior court to vacate its order denying petitioners' discovery motions and to conduct further proceedings consistent with this opinion. This court's orders staying petitioners' trials are vacated. This opinion will be final as to this court 10 days from its filing. (Cal. Rules of Court, rule 24(b)(3)). Aaron, J.;
We Concur: McConnell, P.J., Nares, J.

D048616 Velazquez et al. v. Superior Court of San Diego County/Sharp Coronado Hospital et al.

The petition is denied.

D048224 Longs Drug Stores California, Inc. v. Superior Court of San Diego/Rankin

The petition is denied because petitioner has an adequate remedy by way of appeal.

D048327 Sinopoli et al. v. Superior Court of San Diego County/Mandarin

The petition is denied.

D048644 Western Pet Wholesalers, Inc. v. The Superior Court of San Diego County/Natura Pet Products, Inc.

The petition is denied.

COURT OF APPEAL OF THE STATE OF CALIFORNIA
FOURTH APPELLATE DISTRICT
DIVISION ONE
May 25, 2006

D046603 San Diegans for Sensible Land Use v. City of San Diego, City of San Diego City Counsel and California Coastal Commission

The judgment is affirmed. Respondents are awarded costs on appeal. McConnell, P.J.;
We Concur: McIntyre, J., Aaron, J.

D048086 Joaquin H. v. Superior Court of San Diego County/San Diego County Health and Human Services Agency

The petition is denied. The request for stay is denied.

D048496 Isis G. v. Superior Court of San Diego County/San Diego County Health and Human Service Agency

The attorney for petitioner Isis G. has notified the court that a petition for writ of mandate under California Rules of Court, rules 38.1 and 1436.5 will not be filed as there are no viable issues for writ review. The case is dismissed.

D044470 Thomas et al. v. Duggins Construction Company Inc., et al.

The judgment is affirmed. The plaintiffs are to recover their costs on appeal. CERTIFIED FOR PUBLICATION. McIntyre, J.; I Concur: Huffman, Acting P.J.

D047540 In re Brianna Z., a Juvenile

The judgment is reversed and the matter is remanded to the trial court for further proceedings consistent with this opinion. McIntyre, J; We Concur: Nares, Acting P.J., Aaron, J.

D047904 People v. Humphries

Upon filing an abandonment of appeal, the appeal is dismissed and the remittitur is ordered to issue immediately (Cal. Rules of Court, rule 30.3).

D048573 Araceli C. v. Superior Court of San Diego County/San Diego County Health and Human Service Agency

The attorney for petitioner Araceli C. has notified the court that a petition for writ of mandate under California Rules of Court, rules 38.1 and 1436.5 will not be filed as there are no viable issues for writ review. The case is dismissed.

D048377 In re the Marriage of Applegate

The motion to dismiss the appeal is granted. Respondent's request for early finality is denied. The appeal is dismissed.

COURT OF APPEAL OF THE STATE OF CALIFORNIA
FOURTH APPELLATE DISTRICT
DIVISION ONE
May 25, 2006 (Continued)

D048521 Robin K. v. Superior Court of San Diego County/San Diego County Health and Human Service Agency

The attorney for petitioner Robin K. has notified the court that a petition for writ of mandate under California Rules of Court, rules 38.1 and 1436.5 will not be filed as there are no viable issues for writ review. The case is dismissed.

D048261 In re Joseph on Habeas Corpus

The petition is denied.

COURT OF APPEAL OF THE STATE OF CALIFORNIA
FOURTH APPELLATE DISTRICT
DIVISION ONE
May 26, 2006

D048260 In re Barnes on Habeas Corpus

The petition is denied without prejudice.

D046465 In re Marriage of Shaughnessy

The order is affirmed. Respondent is entitled to costs on appeal. CERTIFIED FOR PUBLICATION. Aaron, J.; We Concur: McConnell, P.J., Nares, J.

D048319 In re Estrada on habeas Corpus

The petition is denied.

D048618 Duran v. Superior Court of San Diego County/Landry

The petition is denied. The application for extension of time is moot.

D045407 Silva v. SCM Group USA Inc., et al.

The judgment is affirmed. SCM and Louis are entitled to costs on appeal. McConnell, P.J.; We Concur: McIntyre, J., Aaron, J.

D045238 Bonner et al. v. County of San Diego et al.

The judgment is affirmed. Respondents are entitled to costs on appeal. CERTIFIED FOR PUBLICATION Benke, Acting P.J.; I Concur: Nares, J.; Concurring (Opinion) Aaron, J.

D047570 In re Delander on Habeas Corpus

The petition is denied.

D048387 In re Jennifer D., a Juvenile

Upon filing a written abandonment of appeal, the appeal is dismissed and the remittitur is ordered to issue immediately.

D048662 Shayani v. Superior Court of San Diego County/People

The trial court's review and release of any documents within petitioner's client files is stayed pending further order of this court. Real party in interest is directed to file a response to the petition on or before June 8, 2006.